10/564130 IAP15 Rec'd PCT/PTO 12 JAN 2006

Docket No. DEP5008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Richard Twomey, et al.

Serial No.: TBD

Art Unit:

Filed

Examiner:

For

: Bone Cement Plug

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

January 10, 2006 (Date of Deposit)

Brian S. Tomko
(Name of applicant, assignee, or Registered Representative)

(Signature)

January 10, 2006

(Date of Signature)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

Ø In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under \$1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in \$1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required. In accordance with \$1.129(a), this Information Disclosure Statement is being filed in connection with | the first or second After Final Submission, therefore: \Box Statement in Accordance with \$1.97(e) (attached); or \Box Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in \$1.17(p). In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in \$1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of: Statement in Accordance with §1.97(e) (attached); or

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0750/ / the fee of $$180.00$ as set forth
in §1.17(p).
In accordance with \$1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under \$1.113 or a Notice of Allowance under \$1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with \$1.97(e) as set forth below and the fee of \$180.00 as set forth in \$1.17(p).
Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
Copies of references listed on the attached Form PTC 1449 are enclosed herewith EXCEPT THAT:
In view of the voluminous nature of references and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.
Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2).
There are no listed references which are not in the English language.

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The relevance of those listed references which are
not in the English language is as follows:
Attached are copies of search report(s) from
corresponding patent application(s), which are listed on the
attached Submission Under MPEP 609 D.
Attached are the following non-published pending
patent applications which may be deemed relevant, which are
listed on the attached Submission Under MPEP 609 D.
Please charge any deficiency or credit any overpayment to

Deposit Account No. 10-0750/DEP5008/BST. This form is

Respectfully submitted,

Brian S. Tomko
Reg. No. 41,349

Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-1479 DATED: January 10, 2006

submitted in triplicate.

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Application Number	11/564	130
Filing Date	20130	エノし
First Named Inventor	R. Twomey, et al.	
Group Art Unit		
Examiner Name		
Attorney Docket Number	DEP5008	
	Filing Date First Named Inventor Group Art Unit Examiner Name	Filing Date First Named Inventor Group Art Unit Examiner Name R. Twomey, et al.

Page 1 of 1

			U.S. Patent Docume	nt	
Examiner Initials	Cite No. ¹	Name of Patentee or Applicant of Cited Document	Number (if known)		Pages, Columns, Lines, where relevant passages or relevant figures appear
		Weber, et al.	US 4447915	A	
		Kumer, et al.	US 5092891	A	
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FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite	Name of Patentee or Applicant of Cited Document	Foreign Pa	ntent Docum	nent KindCode ⁵	Pages, Columns, Lines, where relevant passages or relevant figures appear	τ•
		DE3445709			A1	and abstract	
		DE4439049			A1	and abstract	
		FR2708192			A		
		GB2324731			Α		
		WO0028926			Α		
		WO0024341			А		
		GB2253564		_	A		
		WO0166045			Α		
		OTHER PRIOR ART - N	ON PATENT	LITERATU	RE DOCUMEN	ITS	
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Examiner		Date	
Signature	_	Considered	